

REMARKS

Claims 1-109 are pending in this Application. Claims 32-62 and 64-106 are currently withdrawn from consideration. By this Amendment, claim 1 has been amended. No new matter is added. Reconsideration in view of the above amendments and the following remarks is respectfully requested.

I. Formal Matters

The Office Action dated July 23, 2007, does not address claims 107-109, which were added as new claims in the Amendment dated June 12, 2007. Accordingly, the Applicants respectfully request that claims 107-109 be examined on the merits and that the next Office Action, if necessary, be a Non-Final Office Action.

II. Claims Define Patentable Subject Matter

The Office Action rejects claims 1-2, 7-8, 10-13, 18-19, 22-24, 26-29, and 63 under 35 U.S.C. §103(a) as being unpatentable over Hoarty (U.S. Patent No. 5,093,718) in view of Kubota (U.S. Patent No. 5,506,902) and in further view of Redford (U.S. Patent No. 5,624,265); rejects claim 3 under 35 U.S.C. §103(a) as being unpatentable over Hoarty in view of Kubota in view of Redford and in further view of Yee (U.S. Patent No. 5,210,611); rejects claims 4-5 and 20-21 under 35 U.S.C. §103(a) as being unpatentable over Hoarty in view of Kubota in view of Redford and in further view of Warren (U.S. Patent No. 5,632,022); rejects claim 6 under 35 U.S.C. §103(a) as being unpatentable over Hoarty in view of Kubota in view of Redford and in further view of Poignet (U.S. Patent No. 4,361,848); rejects claims 9, 14-17, 25, and 30-31 under 35 U.S.C. §103(a) as being unpatentable over Hoarty in view of Kubota in view of Redford and in further view of Borsuk (U.S. Patent No. 5,475,399). The Applicants respectfully traverse these rejections as follows.

Specifically, the Applicants assert that Hoarty, Kubota, Redford, Yee, Warren, Poignet, and Borsuk, either individually or in combination, fail to disclose or suggest a

system including at least the combination of means for associating subscriber-created data with individual electronic books located in a collection of electronic books, and a display that displays a particular library menu of books relating to a determination of a menu generator, and displays the subscriber-created data associated with each of the books included in the particular library menu, as recited in claim 1.

Kubota, in col. 9, lines 1-9, with reference to Figs. 12(a)-12(b), merely discloses a retrieval page that shows headlines, and an article page that shows the headlines and an article introduced by the headline and an outline of the article. Kubota further discloses that a subscriber selects a desired headline by clicking it with a pointing device to display the corresponding outline and article. The article and the outline of Kubota are not created by the subscriber, and therefore, they are not “subscriber-created data,” as recited in claim 1. Thus, Kubota fails to disclose or suggest a system including at least the combination of means for associating subscriber-created data with individual books, and a display that displays the subscriber-created data, as recited in claim 1.

Hoarty, Redford, Yee, Warren, Poignet, and Borsuk, in combination with Kubota, as cited by the Examiner, also fail to disclose or suggest the above feature recited in claim 1, and therefore, fail to make up for the deficiencies of Kubota.

For at least the above reasons, the Applicants submit that claim 1 is allowable over the cited references. For similar reasons, the Applicants submit that claims 18 and 63 are also allowable. As claims 1 and 18 are allowable, the Applicants submit that claims 2-17 and 19-31, which depend from allowable claims 1 and 18, respectively, are likewise allowable over the cited references.

Furthermore, the Applicants submit that claims 107-109 are allowable for at least the reason that none of the cited references disclose or suggest the combination of features recited in these claims.


III. Conclusion

In view of the foregoing, it is respectfully submitted that this application is in condition for allowance. Favorable reconsideration and prompt allowance of claims 1-109 are earnestly solicited.

Should the Examiner believe that anything further would be desirable in order to place this application in even better condition for allowance, the Examiner is requested to contact the undersigned at the telephone number set forth below.

In the event this paper is not considered to be timely filed, the Applicant hereby petitions for an appropriate extension of time. Any fees for such an extension, together with any additional fees that may be due with respect to this paper, may be charged to counsel's Deposit Account No. 01-2300, referencing Attorney Dkt. No. 026880-00013.

Respectfully submitted,



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